



UNITED STATES PATENT AND TRADEMARK OFFICE

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ALEXANDRIA, VA 22313-1450
www.uspto.gov

Richard F. Jaworski
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, NY 10036

MAIL

JUL 11 2005

In re Application of: Blackwell, et al.) DIRECTOR OFFICE
Application No. 09/944,699) SUA SPONTE TECHNOLOGY CENTER 2100
Attorney Docket No. 0655/62869) WITHDRAWAL OF HOLDING OF
Filed: August 31, 2001) ABANDONMENT under 37 CFR 1.181
For: METHOD AND SYSTEM FOR)
SENDING, RECEIVING AND MANAGING)
MESSAGING DATA)

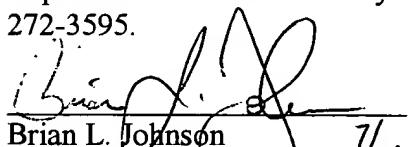
The request for withdrawal of erroneously issued Notice of Abandonment, filed April 11, 2005, is being treated as a petition under 37 CFR 1.181 for withdrawal of the holding of abandonment.

A review of the application reveals that a Notice of Abandonment was mailed to the Applicant on February 9, 2005. The notice incorrectly indicated that the instant application was being held abandoned for failure to respond to the Final Rejection Office action mailed on March 8, 2004. Applicant timely filed an extension of time for three (3) months (\$950.00) and a Notice of Appeal bearing a certificate of mailing under 37 CFR § 1.8(a) of September 8, 2004, such Notice and extension are currently located in the file.

In view of these facts, the abandonment of the application was clearly in error and is hereby VACATED. The Office regrets any inconvenience this may have caused.

The application is being forwarded to the Supervisory Legal Instruments Examiner with instructions to WITHDRAW the holding of abandonment and restore the instant application to pending status. The application will then be forwarded to the Legal Instruments Examiner for entry of the Request for Continuing Examination filed April 11, 2005 and then to the Examiner of record for prompt action on the merits.

Inquiries to this decision may be directed to Special Programs Examiner Brian Johnson at (571) 272-3595.


Brian L. Johnson
Special Program Examiner
Technology Center 2100
Computer Architecture, Software, and Information Security